

(Draft - Awaiting Formal Approval)
MINUTES OF THE
ADMINISTRATIVE RULES REVIEW COMMITTEE
Monday, November 15, 2010 – 9:00 a.m. – Room C445 State Capitol

Members Present:

Sen. Howard A. Stephenson, Senate Chair
Rep. Curtis Oda, House Chair
Sen. Gene Davis
Sen. Brent H. Goodfellow
Sen. Mark B. Madsen
Pres. Michael G. Waddoups
Rep. James R. Gowans
Rep. Rebecca D. Lockhart
Rep. Carol Spackman Moss
Rep. Merlynn T. Newbold

Staff Present:

Mr. Arthur L. Hunsaker, Policy Analyst
Ms. Susan Creager Allred, Associate General Counsel
Ms. Tracey Fredman, Legislative Secretary

Note: A list of others present, a copy of related materials, and an audio recording of the meeting can be found at www.le.utah.gov.

1. Committee Business

Chair Oda called the meeting to order at 9:17 a.m.

MOTION: Sen. Goodfellow moved to approve the minutes of the October 18, 2010 meeting. The motion passed unanimously with Rep. Gowans and Rep. Moss absent for the vote.

2. Report: Changes to R426-16 Emergency Medical Services Ambulance Rates and Charges

Dr. Marc Babitz, M.D., Director, Division of Family Health and Preparedness, and Mr. Allan Liu, Financial Analyst, Department of Health, presented "Notice of 120-Day (Emergency) Rule," and "R426-16 Emergency Medical Services Ambulance Rates and Charges," which were distributed in the mailing packet. Dr. Babitz and Mr. Liu also responded to committee members' questions.

Mr. Ken Hansen, Director, Division of Administrative Rules, clarified requirements for public hearings according to Section 63G-3-302 of the Utah Administrative Rulemaking Act.

Committee discussion followed.

MOTION: Sen. Stephenson moved that Committee send a letter to the Management Committee asking it to have the appropriate Standing Committee review the current statute authorizing R426-16. The motion passed unanimously.

3. Report: Rules Governing Carbon Capture and Geological Sequestration

Mr. Rob Herbert, Manager, Ground Water Protection Section, Division of Water Quality, distributed and reviewed "Recommended Rules for Carbon Capture and Geological Sequestration" and discussed the creation of the Carbon Capture and Geologic Sequestration Workgroup.

Ms. Candace Cady, Environmental Scientist, Division of Water Quality, Injection Well Subcommittee Chair, briefed committee members on the recommended rules for geologic storage of carbon dioxide by deep well injection, as presented in the handout as Attachment 3.

Ms. Cheryl Heying, Director, Division of Air Quality, commented on the recommended rules for carbon capture and sequestration, as presented in the handout as Attachment 1.

Ms. Carol Revelt, Utility Technical Consultant, Public Service Commission, presented potential administrative rulemaking and statutory changes as presented in the handout as Attachment 2.

MOTION: Rep. Lockhart moved that the Committee send a letter, with an attachment drafted by the Department of Environmental Quality, identifying areas where statutory changes may be needed in order to implement proposed rules for governing carbon capture and geological sequestration issues, to the Management Committee asking it to have the appropriate Standing Committee review the information and recommend appropriate action. The motion passed unanimously with Sen. Madsen absent for the vote.

4. Committee Business

The next meeting was changed from Monday, December 13, 2010, to Tuesday, December 14, 2010, at 9:00 a.m.

5. Adjourn

MOTION: Rep. Moss moved to adjourn the meeting. The motion passed unanimously with Sen. Goodfellow and Sen. Madsen absent for the vote.

Chair Oda adjourned the meeting at 10:56 a.m.